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November 15, 2023

BY ECF

MEMO ENDORSED

Hon. Valerie E. Caproni
United States District Court for the Southern District of New York
40 Foley Square, Room 443
New York, New York 10007

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #: _____
DATE FILED: 11/16/2023

Nike, Inc. v. StockX LLC, No. 22 CV 983 (VC) (SN)

Dear Judge Caproni:

Defendant StockX LLC (“StockX”) respectfully submits this letter requesting an extension of the page limit for its *Daubert* reply memorandum (the “Reply”) from 10 pages to 13 pages. The current 10-page limit for reply memoranda was set out in the parties’ initial letter regarding the *Daubert* briefing schedule, consistent with Your Honor’s Individual Rule 4(B). *See Memo Endorsement*, ECF No. 187 (Sept. 8, 2023).

An extension is warranted here in light of the number of experts and issues to be addressed in StockX’s Reply. StockX’s *Daubert* motion requests that this Court preclude the testimony from five of Nike’s experts, most in their entirety, and Nike has opposed StockX’s motion as to all five experts. This brief extension of the page limits will allow StockX to fully brief the issues pertaining to each expert so that the Court has the benefit of a complete briefing and record on which to base its decisions relating to StockX’s motion to preclude.

Pursuant to Your Honor’s Individual Rule 2(A), StockX requested Nike’s position on this request prior to filing this letter motion, and informed Nike that StockX would consent to a reciprocal extension of Nike’s page limit for its reply. Nike responded that it does not consent to StockX’s motion.

Respectfully submitted,

/s/ Megan K. Bannigan

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Application GRANTED.

SO ORDERED.

Valerie Caproni
11/16/2023
HON. VALERIE CAPRONI
UNITED STATES DISTRICT JUDGE

The Hon. Valerie E. Caproni

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